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July 15, 2004

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<b>To: Assistant Commissioner for Patents</b>	<b>From: Derrick W. Reed</b> <b>Reg. No. 40,138</b> <b>Senior Patent Counsel</b> <b>818/493-2200</b>
<b>Attention: Examiner M. Bockelman</b> <b>Art Unit: 3762</b> <b>TECHNOLOGY CENTER 3700</b>	<b>ST. JUDE MEDICAL CRMD</b> 15900 Valley View Court Sylmar, California 91392-9221
<b>Telecopier: 703/872-9306</b>	<b>Telecopier: 818/362-4795</b>
<b>RE: Response to Restriction Requirement</b> Applic. No. 09/931,481 Filed: 08/15/2001 Docket No. 99P1016US01	Number of pages being sent: <u>4</u> (including cover page)

**OFFICIAL****PLEASE DELIVER TO EXAMINER BOCKELMAN, ART UNIT 3762. THANK YOU.**

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE AND THOSE PROPERLY ENTITLED TO ACCESS TO THE INFORMATION AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, AND/OR EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS TRANSMISSION IS NOT THE INTENDED OR AN AUTHORIZED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY UNAUTHORIZED DISTRIBUTION, DISSEMINATION, OR DUPLICATION OF THIS TRANSMISSION IS PROHIBITED. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE OR E-MAIL. THANK YOU.

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Applicant:</b>	Harold Schloss et al.		
<b>Serial No.:</b>	09/931,481	<b>Examiner:</b>	M. Bockelman
<b>Filed:</b>	08/15/2001	<b>Art Unit:</b>	3762
<b>Docket No.:</b>	99P1016US01		
<b>For:</b>	IMPLANTABLE MEDICAL DEVICE HAVING ATRIAL TACHYARRHYTHMIA PREVENTION THERAPY		

**TRANSMITTAL LETTER, FEE AND CERTIFICATE OF MAILING**

Mail Stop Amendments  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith for filing are the following documents:

- ☒ Response to Restriction Requirement  
☒ Transmittal Letter, Fee and Cert. of Mailing

CALCULATION OF FEES						
ITEM		NO. OF CLAIMS REMAINING AFTER AMENDMENT	NO. OF CLAIMS PREVIOUSLY PAID FOR	ADD'L CLAIMS FILED	LARGE ENTITY FEE	\$ FEE
A	TOTAL CLAIMS FEE	14	28	0	X \$18	\$ 0
B	INDEPENDENT CLAIMS FEE**	1	3	0	X \$86	\$ 0
C	MULTIPLE- DEPENDENT			0	X \$290	
D	EXTENSION OF TIME FEE — 1-mon: \$110; 2-mon: \$420; 3-mon: \$950; 4-mon: \$1,480					0
E	ADDITIONAL FEES (i.e., Surcharge – Late Fee- Declaration; Petitions; Information Disclosure Statement; Terminal Disclaimer, etc.) Specify:					0
F	TOTAL ADDITIONAL FEE** (ADD TOTALS FOR LINES A,B,C,D, and E)					\$ 0**

☒

Charge Deposit Account No. **16-0068**  
the amount of

**\$ 0 \*\***

**A copy of this letter is  
enclosed.**

- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0068
- ☒ Any additional filing fees required under 37 CFR 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0068
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

Date:

7/15/04



Derrick Reed, Attorney for Applicants  
Reg. No. 40,138

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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on:

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Estella Pineiro

Date

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Applicant: Harold Schloss et al. JUL 15 2004  
Serial No.: 09/931,481 Examiner: M. Bockelman  
Filed: 08/15/2001 Art Unit: 3762  
Docket No.: 99P1016US01  
For: IMPLANTABLE MEDICAL DEVICE HAVING ATRIAL  
TACHYARRHYTHMIA PREVENTION THERAPY

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RESPONSE TO RESTRICTION REQUIREMENT

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on:

July 15, 2004  
 7/15/04  
Estella Ribeiro Date

Sir:


In the Office Action, mailed July 9, 2004, the Examiner has identified two patentable distinct inventions, namely Invention I corresponding to claims 15-28, and Invention II corresponding to claims 29-42. The Examiner has required Applicants to elect one Invention. Therefore, Applicants elect Invention II corresponding to Claims 29-42.

This election is made without traverse.

Respectfully submitted,

7/15/04

Date



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